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T-BIRD RESTAURANT GROUP, INC. and
T-BIRD NEVADA, LLC

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

HOLLY GEHL; CHRIS ARMENTA, et
al. each on behalf of himself/herself, and
on behalf of all others similarly situated,
Plaintiffs,

vs.

T-BIRD RESTAURANT GROUP, INC.,
a California corporation;
T-BIRD NEVADA, LLC, a Nevada
Limited Liability Company; and
DOES 1 through 100, Inclusive,
Defendants.

CASE No. 4:13-cv-05961-KAW

[Judge Kandis A. Westmore]

**STIPULATED MOTION FOR LEAVE
FOR T-BIRD TO FILE 30 PAGE
BRIEF IN OPPOSITION TO MOTION
FOR CLASS CERTIFICATION AND
FOR PLAINTIFFS TO FILE 20 PAGE
REPLY BRIEF AND EXTEND DATE
FOR REPLY AND ~~PROPOSED~~
ORDER**

Date: June 4, 2015

Time: 11:00 a.m.

Ctrm: 4

Trial Date: None

COMES NOW Defendants T-Bird Restaurant Group, Inc. and T-Bird Nevada, LLC (“T-Bird”) and Plaintiffs Holly Gehl, and Chris Armenta, *et al.*, by and through their undersigned counsel, and seek leave of this Court for an order permitting T-Bird to file thirty (30) pages of text rather than the Civil LR 7-3 twenty-five (25) pages of text in its brief in Opposition to Plaintiffs’ Motion for Class Certification and for Plaintiffs to file a twenty (20) pages of text Reply in Support of Motion for Class Certification. The Plaintiffs’ motion for certification seeks to certify six subclasses and the putative class involves over 9,000 potential members who have worked at 63 Outback Steakhouses in California. The five additional pages of briefing sought are necessary to fully brief the court on the relevant facts and issues for fair consideration. Plaintiffs also request an additional five days to file their reply brief, from the currently scheduled April 8, 2015 to April 13, 2015 because Plaintiffs’ lead counsel has a recently scheduled Ninth Circuit Court of Appeals argument on April 9, 2015 and counsel needs the additional time to prepare their reply brief.

A proposed form of order is submitted herewith.

1 DATED: March 20, 2015

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2
3 By: s/ Eric Levinrad

4 Don Springmeyer
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10 *Attorneys for Plaintiffs*

11 DATED: March 20, 2015

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19 *Attorneys for Defendants, T-BIRD RESTAURANT*
20 *GROUP, INC. and T-BIRD NEVADA, LLC*

~~[PROPOSED ORDER]~~

IT IS SO ORDERED:

Defendants T-Bird Restaurant Group, Inc. and T-Bird Nevada, LLC may file thirty (30) pages of text rather than the Civil LR 7-3 twenty-five (25) pages of text in its brief in Opposition to Plaintiffs' Motion for Class Certification.

IT IS FURTHER ORDERED:.

Plaintiffs Holly Gehl and Chris Armenta, *et al.*, may file twenty (20) pages of text in their Reply in Support of Motion for Class Certification, and Plaintiffs' Reply Brief is due on or before April 13, 2015.

In addition, the hearing on the Motion for Class Certification is continued to July 30, 2015.

Dated: 3/24/2015


KANDIS A. WESTMORE
United States Magistrate Judge